

# SENATE MOTION

**MADAM PRESIDENT:**

**I move** that Senate Bill 222 be amended to read as follows:

- 1       Page 1, line 7, after "(1) the" insert "**waiver**".
- 2       Page 1, line 7, delete "for which the exemption would be in effect".
- 3       Page 3, between lines 4 and 5, begin a new paragraph and insert:
- 4       **"(d) An insurer that removes a waiver under subsection (a)(2)(E)**
- 5       **shall not consider the condition or any complication to which the**
- 6       **waiver previously applied in making policy renewal and**
- 7       **underwriting determinations.**
- 8       **(e) Upon the expiration of the waiver period allowed under this**
- 9       **section, the insurer:**
- 10       **(1) shall remove the waiver;**
- 11       **(2) shall not consider the condition or any complication to**
- 12       **which the waiver previously applied in making policy**
- 13       **underwriting determinations; and**
- 14       **(3) shall renew the policy in accordance with 45 CFR**
- 15       **148.122."**
- 16       Page 3, line 19, after "(1) the" insert "**waiver**".
- 17       Page 3, line 19, delete "for which the exemption would be in effect".
- 18       Page 4, between lines 36 and 37, begin a new paragraph and insert:
- 19       **"(g) An insurer that removes a waiver under subsection (b)(2)(E)**
- 20       **shall not consider the condition or any complication to which the**
- 21       **waiver previously applied in making policy renewal and**
- 22       **underwriting determinations.**
- 23       **(h) Upon the expiration of the waiver period allowed under this**
- 24       **section, the insurer:**
- 25       **(1) shall remove the waiver;**
- 26       **(2) shall not consider the condition or any complication to**
- 27       **which the waiver previously applied in making policy**
- 28       **underwriting determinations; and**
- 29       **(3) shall renew the policy in accordance with 45 CFR**
- 30       **148.122."**

(Reference is to SB 222 as printed January 14, 2005.)

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Senator MILLER